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Def & Ref Run 307
DIVISION

Attorney Docket No. 1075.1112

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2004 JUN 25 PM 3:21

In re Patent Application of:

Yuichi ARITA, et al.

Application No.: 09/268,999

Group Art Unit: 2123

Confirmation No.: 9272

Filed: March 16, 1999

Examiner: K. Thangavelu

For: SIMULATION APPARATUS, SIMULATION METHOD AND COMPUTER-READABLE
RECORDING MEDIUM HAVING SIMULATION PROGRAM RECORDED THEREON AS
WELL AS DESIGNING SUPPORTING APPARATUS

REQUEST FOR REFUND TO DEPOSIT ACCOUNT

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Attached hereto is a copy of a Request for Continued Examination filed May 11, 2004 showing a fee of \$840.00 filed in the above-referenced application. The fee relates to the Patent Office Fees for filing Second and Third Months Extensions of Time. However, no such Second and Third Months Extensions of Time fee were required because Applicant filed a Notice of Appeal and a Petition for One Month Extension of Time on March 12, 2004 (copies included). On May 12, 2004, when the RCE was filed, no extension of time was needed and the \$840.00 was erroneously paid.

Accordingly, it is respectfully requested that this charge be refunded and credited to Deposit Account No. 19-3935 and that the Patent Office acknowledge this credit in writing to the undersigned.

Date: 21 June 2004

Respectfully submitted,
STAAS & HALSEY LLP

By: James F. Strom
James F. Strom
Registration No. 48,702

1201 New York Ave, N.W., Suite 700
Washington, D.C. 20005
Telephone: (202) 434-1500
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Attorney Docket No. 1075.1112

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**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Attention: After Final

Sir:

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed November 12, 2003 finally rejecting claims 1-9, 12-25 and 27-29. The items checked below are appropriate:

1. EXTENSION OF TIME PETITION AND FEE

☒ Attached is a petition for a one-month extension of
time for reply to the final rejection. \$ 110.00

2. APPEAL FEE

☒ Other than a small entity 330.00

TOTAL FEE \$ 440.00

DIVISION

Application No.: 09/268,999

3. PAYMENT

2004 JUN 25 PM 3: 21

- ☒ Check attached for the total fee of \$ 440.00 .
- ☒ Charge Account 19-3935 for any fee deficiency.

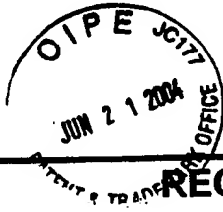
Respectfully submitted,

STAAS & HALSEY LLP

Dated: 12 March 2004

By: James T. Strom
James T. Strom
Registration No. 48,702

1201 New York Ave, N.W., Suite 700
Washington, D.C. 20005
Telephone: (202) 434-1500
Facsimile: (202) 434-1501



DIVISION

S&H Form: PTO/SB/30 (10/03)

REQUEST FOR CONTINUED EXAMINATION (RCE)

2004 JUN 25 PM 3:21

TRANSMITTAL**(INCLUDING FILING FEE AND/OR PETITION FOR
EXTENSION OF TIME FEE)**

*Subsection (b) of 35 U.S.C. §132, effective May 29, 2000
provides for continued examination of a utility or plant application
filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA)*

To: Commissioner for Patents
Box RCE
PO Box 1450
Alexandria, VA 22313-1450

Attorney Docket No.: 1075.1112

COPY

First Named Inventor	Yuichi ARITA, et al.		
Application No.	09/268,999	Group Art Unit	2123
Filing Date	March 16, 1999	Examiner	K. Thangavelu
CPA Filing Date		Confirmation No	9272
Title of Invention	SIMULATION APPARATUS, SIMULATION METHOD AND COMPUTER-READABLE RECORDING MEDIUM HAVING SIMULATION PROGRAM RECORDED THEREON AS WELL AS DESIGNING SUPPORTING APPARATUS		

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

1.


Submission required under 37 C.F.R. §1.114 (Box a or b must be completed)

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on March 12, 2004
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on ____
- iii. ☐ Other
- b. ☒ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☒ Information Disclosure Statement (IDS)
- iv. ☐ Other

2.

Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(l) required).
- b. ☐ Other _____

BASIC FEE		\$	770.00
Since an Official Action set an <u>original</u> due date of <u>February 12, 2004</u> , petition is hereby made for an extension of time to cover the date this RCE is filed, for which the requisite fee is enclosed (1 month (\$110); 2 months (\$420); 3 months (\$950); 4 months (\$1,480); 5 months (\$2,010)):		2004 JUN 25 PM 3: 21	840.00
Suspension Fee (\$130.00)			
Total of above Calculations =		\$	1610.00
Reduction by 50% for filing by small entity (Note 37 C.F.R. 1.9, 1.27, 1.28).			
TOTAL FEES DUE =		\$	1610.00
4. <input type="checkbox"/> Small entity status: a. <input type="checkbox"/> Verified Statement Claiming Small Entity Status. b. <input type="checkbox"/> A Verified Statement Claiming Small Entity Status was previously filed and such status is still proper and desired. c. <input type="checkbox"/> is no longer claimed. 5. <input type="checkbox"/> Other:			
6. METHOD OF PAYMENT			
<input checked="" type="checkbox"/> A check in the amount of \$ <u>\$1610.00</u> is enclosed. <input type="checkbox"/> Charge "TOTAL FEES DUE" to Deposit Account No. 19-3935. (A duplicate copy of this form is enclosed.)			
7. GENERAL AUTHORIZATION			
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to credit any overpayment or charge any additional fees under 37 C.F.R. 1.16 (filing fees) or 37 C.F.R. 1.17 (processing fees) during the prosecution of this application and of any related application(s) claiming benefit hereof pursuant to 35 U.S.C. §120 to maintain pendency hereof and of any such related application to: <u>Deposit Account No. 19-3935.</u>			
8. CORRESPONDENCE ADDRESS			
STAAS & HALSEY LLP  21171 PATENT TRADEMARK OFFICE			
9. SIGNATURE OF ATTORNEY OR AGENT REQUIRED			
NAME	James T. Strom	REGISTRATION NO.	48,702
SIGNATURE	<i>James T. Strom</i>	DATE	11 May 2004

Please Date Stamp and return

DIVISION

Notice of Appeal; Petition for One Month Extension of Time; Amendment After Final Rejection; Check \$440.00

APPLICANT(S): Yuichi ARITA, et al.

SERIAL NO: 09/268,999

CONFIRMATION NO. 9272

TITLE: SIMULATION APPARATUS, SIMULATION METHOD AND COMPUTER-READABLE RECORDING MEDIUM HAVING SIMULATION PROGRAM RECORDED THEREON AS WELL AS DESIGNING SUPPORTING APPARATUS

FILING DATE: March 16, 1999

DOCKET NO: 1075.1112/JTS:na

DUE DATE: March 12, 2004



2004 JUN 25 PM 3:21



(21)

COPY

2004 JUN 25 PM 3:21

Please Date Stamp and return

Request for Continued Examination; Information Disclosure Statement; Japanese Office Action with an English Translation; one reference; Check \$1,610.00 ✓

APPLICANT(S): Yuichi ARITA, et al.

SERIAL NO: 09/268,999

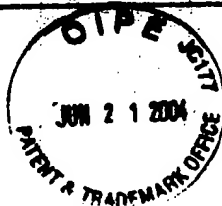
CONFIRMATION NO.9272

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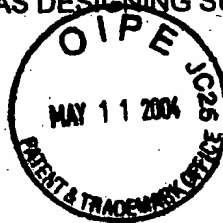
FILING DATE: March 16, 1999

DOCKET NO: 1075.1112/JTS:na

DUE DATE: May 12, 2004



2004 JUN 25 PM 3:21



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MAY 11 2004
PATENT & TRADEMARK OFFICE

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RCE/2123
VH

S&H Form: PTO/SB/30 (10/03)

REQUEST FOR CONTINUED EXAMINATION (RCE)

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See The American Inventors Protection Act of 1999 (AIPA)

MAY 14 2004

Technology Center 2100

To: Commissioner for Patents Box RCE PO Box 1450 Alexandria, VA 22313-1450		Attorney Docket No.: 1075.1112	
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- b. ☐ Other

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[Page 1 of 1]

5/12/2004 SSITHIB1 00000138 09268999

1 FC:1801 770.00 OP

05/12/2004 SSITHIB1 00000138 09268999

02 FC:1253 840.00 OP

Adjustment date: 07/29/2004 EEKUBAY1

05/12/2004 SSITHIB1 00000138 09268999

02 FC:1253 -840.00 OP

Rep'n. Ref: 07/29/2004 EEKUBAY1 0010318700
Dkt#: 193935 Name/Number: 09268999
FC: 9204 \$840.00 CR

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